



Journal of the Senate

Number 16

Tuesday, May 13, 1980

The Senate was called to order by Senator Henderson for the purpose of conducting the order of business of introduction and reference of resolutions, memorials, bills and joint resolutions pursuant to Rule 4.3.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1016 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Mitchell and Kelly—

HB 1016—A bill to be entitled An act relating to discipline in the district school system; amending s. 232.27(1), Florida Statutes, providing that school principals do not have the authority to prohibit the use of corporal punishment; providing an exception; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 599 and HB 885 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Nuckolls and others (by request)—

HB 599—A bill to be entitled An act relating to Lee County; amending section 5 of chapter 76-414, Laws of Florida, relating to the Bayshore Fire Protection and Rescue Service District; increasing, from \$1 per \$1,000 of net taxable assessed valuation to \$1.50 per \$1,000 of net taxable assessed valuation, the authorized limit within which the board of county commissioners may levy millage tax to provide funds for the district; providing for a referendum.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Liberti and others—

HB 885—A bill to be entitled An act relating to Fire Control Tax Districts in Palm Beach County; amending section 12 of chapter 63-1747, Laws of Florida; authorizing and empowering the Board of County Commissioners of Palm Beach County to adopt a Fire Code for all districts; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 1635 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committees on Appropriations and Regulatory Reform and Representative Dunbar—

CS for HB 1635—A bill to be entitled An act relating to motor carriers; creating chapter 323, Florida Statutes, providing a transportation policy; providing definitions; specifying authority of the Florida Public Service Commission with respect to the regulation of motor carriers; providing various fees; providing for preemption of local ordinances by commission rules and orders and of municipal regulations by counties under certain circumstances; providing for safety rules; providing fines for violations; requiring certification of motor carriers by the commission or federal government; providing conditions upon the issuance of certificates; providing application procedures; providing contents of the certificate; authorizing emergency authority to operate as a motor carrier; prohibiting the transfer of certificates; authorizing fines and other disciplinary actions against motor carriers in violation of the act; providing for the fixing and changing of rates; providing a schedule for rate changes without commission approval; providing exemptions from the act; providing for applicability of the act to interstate commerce; providing certain regulation of interstate carriers; requiring commission rules with respect to the disclosure of certain costs; requiring the filing of intercity motor carrier routes and providing for the regulation of such routes; providing for limited regulation of taxicabs; providing for certain regulation of motor carriers of household goods; requiring the licensure of weighmasters by the Department of Agriculture and Consumer Services; providing disciplinary action against weighmasters; requiring the licensure of transportation brokers; providing grounds for disciplinary action; requiring such brokers to furnish a bond or other security; authorizing emergency licenses; providing powers of commission investigators; providing for vehicle registration and identification rules; authorizing the injunction of unlawful operations; imposing and providing for the collection of a road tax on motor carriers; providing for exemption from certain taxes; requiring motor carriers to be bonded or to file a certificate of insurance; providing an exemption for armored cars; amending s. 320.08(4) (a), (b), (c), (d), and (e), Florida Statutes, and adding a new paragraph (e) to subsection (3) thereof; adding a license tax for certain trucks and revising truck-tractor taxes; adding a new subsection (3) to section 320.20, Florida Statutes, to provide for the disposition of a portion of such taxes; repealing present chapter 323, Florida Statutes, relating to motor carriers; providing for legislative review; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Ways and Means.

The Senate recessed to reconvene at 9:00 a.m.

The Senate was called to order by the President at 9:00 a.m.
A quorum present—39:

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiasen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Williamson
Dunn	Jenne	Scarborough	Winn
Fecht	Johnston	Scott	

Excused: Senator Ware until 11:30 a.m.

Prayer by Dr. Robert Jackson Robinson, Minister, East Hill Baptist Church:

God of Grace and God of Glory:

We acknowledge that you can govern our affairs. If a sparrow cannot fall to the ground without your notice, how can we think that you are indifferent to what is said and done in this place today?

Now we recognize your favors on this state, asking you to make the past prologue to an even greater future.

Teach to us that Florida's natural resources are gifts from you, that we must have more than tourist attractions, smoke stacks, and the ring of cash registers. Show us that our greatest resources are leaders who care.

So grant these your servants authentic—not counterfeit—faith in you and genuine concern for human hurt.

Yes, help these Senators to vote and live today in such a way that when their death comes even the funeral director will weep. Amen.

The Senate pledged allegiance to the flag of the United States of America.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, May 13, 1980:

CS for SB 102	SB 408	CS for SB 762
SCR 1340	CS for SB 420	CS for SB 896
SB 68	CS for SB 425	SB 957
SB 270	SB 455	SB 1154
SB 46	CS for SB 476	SJR 935
SB 72	SB 490	SB 1156
CS for SB 100	SB 537	HB 309
SJR 249	SB 693	HB 877
CS for SB 293	SB 714	HB 1541
SB 397	SB 721	
CS for SB 179	SB 730	

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Rules and Calendar determined that Senate Bills 1328 and 1329 do not comply with requirements for local bills and pursuant to Rule 4.6 were re-referred to substantive committees. The bills were re-referred to the Committee on Economic, Community and Consumer Affairs.

The Committee on Transportation recommends the following pass: SB 1283

The bill was referred to the Committee on Commerce under the original reference.

The Committee on Agriculture recommends the following pass: SB 1151

The Committee on Judiciary-Civil recommends the following pass: SB 1246 with 2 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 1132

The bills contained in the foregoing reports were referred to the Committee on Governmental Operations under the original reference.

The Committee on Health and Rehabilitative Services recommends the following pass: SB 446

The bill was referred to the Committee on Judiciary-Civil under the original reference.

The Committee on Governmental Operations recommends the following pass: SB 1105 with 1 amendment

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Agriculture recommends the following pass: SB 1203 with 1 amendment

The Committee on Education recommends the following pass: SB 1029, SB 1060 with 2 amendments

The Committee on Education recommends the following pass:

SB 686	SB 1116
SB 1271 with 1 amendment	SB 902 with 1 amendment
SB 1157	SB 931
SB 633	SB 1219
SB 1286	

The Committee on Judiciary-Civil recommends the following pass:

SB 707	SB 1287 with 1 amendment
SB 1038 with 2 amendments	HB 261

The Committee on Natural Resources and Conservation recommends the following pass:

SB 816 with 2 amendments	SB 897 with 2 amendments
SB 1129	SB 1233

The Committee on Transportation recommends the following pass: SB 457 with 1 amendment

The Special Master-Claims recommends the following pass: SB 9

The Special Master-Claims recommends the following pass: SB 3, SB 160, SB 358 with 1 amendment, SB 392

The Special Master-Claims recommends the following not pass: SB 298

The Special Master-Claims recommends the following not pass: SB 239

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Health and Rehabilitative Services recommends the following pass: SB 2

The Committee on Transportation recommends the following pass: SB 1110 with 1 amendment

The Special Master-Claims recommends the following pass:

HB 7	EB 10 with 1 amendment
HB 45	SB 870 with 1 amendment
HB 300	

The Special Master-Claims recommends the following not pass: SB 82, SB 655

The bills contained in the foregoing reports were referred to Ways and Means Subcommittee D under the original reference.

The Committee on Judiciary-Civil recommends the following pass: HB 66

The bill was referred to Ways and Means Subcommittee E under the original reference.

The Committee on Agriculture recommends the following pass: SB 862 with 1 amendment

The Committee on Governmental Operations recommends the following pass:

SB 682 with 2 amendments	SB 874 with 1 amendment
SB 692	SB 1147 with 1 amendment

The Committee on Health and Rehabilitative Services recommends the following pass: SB 586 with 2 amendments

The Committee on Judiciary-Civil recommends the following pass:

SB 125 with 1 amendment HB 619
CS for HB 63 HB 620 with 3 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 1304

The Committee on Transportation recommends the following pass:

SB 911 SB 604
SB 1001 HB 8
SB 1113 with 2 amendments HB 34
SB 1193 with 3 amendments HB 705 with 1 amendment

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Education recommends the following not pass: SB 1245

The Committee on Health and Rehabilitative Services recommends the following not pass: SB 376, SB 354

The Committee on Transportation recommends the following not pass: SB 755

The bills contained in the foregoing reports were laid on the table.

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 962

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 884

The bills with Committee Substitutes attached contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Agriculture recommends Committee Substitutes for the following: SB 1103, SB 1161

The Committee on Education recommends a Committee Substitute for the following: SB 133 and SB 436

The Committee on Governmental Operations recommends Committee Substitutes for the following: SB 282, SB 814

The Committee on Health and Rehabilitative Services recommends Committee Substitutes for the following: SB 835, SB 681, SB 883, SB 773, SB 1030

The bills with Committee Substitutes attached contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 1048

The bill with Committee Substitute attached was referred to Ways and Means Subcommittee E under the original reference.

The Committee on Ways and Means recommends Committee Substitutes for the following: SB 317, SB 505

The bills with Committee Substitutes attached were placed on the calendar.

Bills Referred to Subcommittee

The following have been referred to Ways and Means Subcommittee D which will report to the full committee within 11 days: SB 386, SB 1112, SB 1311

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Johnston, the rules were waived and by two-thirds vote SB 366 was withdrawn from the Committee on Health and Rehabilitative Services.

On motions by Senator Vogt, by two-thirds vote SB 1144 was withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Barron, the rules were waived and by two-thirds vote SB 1020 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator Gordon, the rules were waived and by two-thirds vote Senate Bills 161, 287, 464, 483, 484, 679, 779, 1052, 808, 835, 836, 837, 1251, 683, 662, 1004, HB 862, Senate Joint Resolutions 824 and 1233 were withdrawn from the Committee on Ways and Means.

On motions by Senator Tobiasen, by two-thirds vote SB 246 was withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Hair, by two-thirds vote SB 1251 was placed at the end of the special order calendar.

REQUESTS FOR EXTENSION OF TIME

May 9, 1980

The Committee on Commerce requests an extension of 15 days for consideration of the following:

SB 1054 by Senator Anderson	SB 1212 by Senator Winn
SB 1055 by Senator Henderson	SB 1215 by Senator Hill and others
SB 1058 by Senator Williamson	SB 1225 by Senator Carlucci
SB 1095 by Senator McKnight	SB 1228 by Senator Jenne
SB 1097 by Senator MacKay	SB 1229 by Senator Williamson
SB 1100 by Senator MacKay	SB 1248 by Senator Skinner
SB 1106 by Senator Williamson	SB 1250 by Senator McClain
SB 1107 by Senator Trask	HB 159 by Representative Bell
SB 1115 by Senator MacKay	CS for
SB 1117 by Senator Myers	HB 595 by Regulated Industries & Licensing Committee, Representative Hattaway
SB 1120 by Senator Williamson	HB 685 by Representative Williams
SB 1124 by Senator Jenne	HB 1094 by Representative Gallagher
SB 1137 by Senator MacKay	
SB 1144 by Senator Vogt	
SB 1148 by Senator Steinberg	
SB 1150 by Senator McClain	
SB 1164 by Senator Trask	
SB 1191 by Senator Henderson	

May 9, 1980

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following:

SB 1111 by Senator Trask	SB 1209 by Senator Henderson
SB 1149 by Senator Vogt	SB 1210 by Senator Dunn
SB 1159 by Senator Gordon	SB 1217 by Senator Hair
SB 1202 by Senator Hair (by request)	SB 1230 by Senator MacKay
SB 1205 by Senator Vogt	SB 1231 by Senator Chamberlin

May 9, 1980

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following:

CS for SB 237 by Governmental Operations Committee, Senators Dunn, Carlucci	SB 251 by Senators Dunn, Carlucci
CS for SB 242 by Governmental Operations Committee, Senators Dunn, Carlucci	SB 615 by Senator Myers
	SB 701 by Senator Hair
	SB 704 by Senator MacKay
	SB 707 by Senator Hair
	SB 1068 by Senators Chamberlin, Frank, MacKay
	SB 1069 by Senator Skinner

SB 1101 by Senator Gordon
 SB 1123 by Senator Skinner
 SB 1145 by Senator Trask
 SB 1166 by Senator Hair
 SB 1167 by Senator Trask
 SB 1184 by Senator Hair
 SB 1198 by Senator Dunn

SB 1235 by Senator McClain
 SB 1240 by Senator McClain
 SB 1246 by Senator McKnight
 SB 1249 by Senator Hair
 HB 261 by Representatives
 Davis, Thompson

May 9, 1980

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following:

SJR 1168 by Senator Scarborough
 HM 641 by Representative Woodruff and others

HCR 1101 by Representative Batchelor

May 12, 1980

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following:

SB 142 by Senator Grizzle
 SB 546 by Committee on Corrections, Probation and Parole
 SB 548 by Senator Steinberg
 SB 677 by Committee on Corrections, Probation and Parole

SB 719 by Senator Poole
 SB 919 by Senator Grizzle
 SB 1085 by Senator Dunn
 SB 1090 by Senator Steinberg
 SB 1160 by Senator Trask
 SB 1236 by Senator MacKay

May 12, 1980

The Committee on Economic, Community, and Consumer Affairs requests an extension of 15 days for consideration of the following:

SB 622 by Senator Vogt
 SB 625 by Senator Anderson
 SB 640 by Senator Henderson
 SB 666 by Senator Thomas
 SB 667 by Senator Stuart
 SJR 670 by Senator Stuart
 SB 671 by Senator Anderson
 SB 678 by Senator Vogt
 SB 680 by Senator Vogt
 SB 700 by Senator Henderson
 SB 732 by Senator Fechtel
 SB 749 by Senator Gordon
 SB 754 by Senator Hair
 SB 756 by Senator Carlucci
 SB 761 by Senator Anderson
 SB 1109 by Senator Steinberg
 SB 1125 by Senator Steinberg
 SB 1134 by Senator Jenne
 SB 1138 by Senator Jenne
 SB 1139 by Senator D. Childers
 SB 1163 by Senator D. Childers
 SB 1165 by Senator Ware
 SB 1169 by Senator Jenne

SB 1178 by Senator Trask
 SB 1187 by Senator Vogt
 SB 1226 by Senator Steinberg
 SB 1247 by Senator Jenne
 SB 518 by Senator Trask
 SB 782 by Senator Skinner
 SB 788 by Senator Henderson
 SB 1067 by Senator Chamberlin
 SB 1269 by Senator Stuart
 SB 1280 by Senator Chamberlin
 SB 1281 by Senator Thomas
 SB 1293 by Senator Dunn
 HB 130 by Committee on Criminal Justice
 HB 864 by Committee on Veterans' Affairs
 HB 913 by Committee on Community Affairs
 HB 914 by Committee on Community Affairs

May 12, 1980

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following:

SB 19 by Senator Tobiasen
 SB 61 by Senator Vogt
 SB 106 by Senator Skinner
 SB 156 by Senator Scarborough
 SB 163 by Senator Hair
 SB 230 by Senator Hill
 SB 330 by Governmental Operations Committee

SB 325 by Senator Winn
 SB 375 by Senator Carlucci
 SB 501 by Senator Holloway
 SB 581 by Senator Hill
 SB 713 by Senator Frank
 SB 752 by Senator Henderson

May 12, 1980

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following:

SB 70 by Senator Carlucci
 SB 116 by Senator Dunn
 SB 184 by Senator Dunn
 SB 191 by Senator Steinberg
 SB 283 by Senator Gordon
 SB 418 by Senator Gordon
 SB 478 by Senator Gordon
 SB 532 by Senator Gordon
 SB 542 by Senator Grizzle
 SB 551 by Senator Stuart
 SB 613 by Senator Trask
 SB 647 by Senator McKnight
 SB 648 by Senator McKnight
 SB 685 by Senator Winn
 SB 404 by Senator Henderson
 SB 726 by Senators Johnston and Barron
 SB 729 by Senator McKnight
 SB 747 by Senator Myers
 SB 766 by Senator Johnston
 SB 768 by Senator Vogt
 SB 797 by Senators Neal and Henderson
 SB 799 by Senators Neal and Henderson
 SB 819 by Senator Gordon
 SB 820 by Senator McClain
 SB 833 by Committee on Health and Rehabilitative Services
 SB 840 by Senator Grizzle
 SB 852 by Senator McClain
 SB 866 by Senator Gordon
 SB 871 by Senator Frank
 SB 872 by Senator McClain
 SB 875 by Senators Dunn, Hill, Jenne and Ware
 SB 887 by Senator Chamberlin
 SB 950 by Senator Skinner
 SB 951 by Senator Skinner
 SB 954 by Senator Myers
 SB 958 by Senator Johnston
 SB 963 by Senator Gordon
 SB 966 by Senator Hill
 SB 973 by Senator McClain
 SB 994 by Senator Scarborough
 SB 1017 by Senator Hair
 SB 1024 by Senator Barron

SB 1036 by Senators Grizzle and Frank
 SB 1051 by Senator Carlucci
 SB 1057 by Senator Johnston
 SB 1075 by Senator Vogt
 SB 1080 by Senator Gordon
 SB 1083 by Senator Steinberg
 SB 1086 by Senator Johnston
 SB 1091 by Senators Frank and Peterson
 SB 1092 by Senators Chamberlin and Carlucci
 SB 1093 by Senator Vogt
 SB 1096 by Senator Poole
 HB 310 by Representatives Gordon and Girardeau
 SB 1102 by Senator Gordon
 SB 1108 by Senator Gordon
 SB 1122 by Senator Jenne
 SB 1127 by Senator Vogt
 SB 1158 by Senator Gordon
 SB 1162 by Senator Vogt
 SB 1171 by Senator Vogt
 SB 1183 by Senator Vogt
 SB 1188 by Senator Tobiasen
 SB 1190 by Senator Trask
 SB 1197 by Senator Jenne
 SB 1200 by Senator McKnight
 SB 1211 by Senator Jenne
 SB 1214 by Senator Grizzle
 SB 1218 by Senator Jenne
 SB 1220 by Senator Hair
 SB 1224 by Senator Poole
 SB 1234 by Senators Peterson and Trask
 SB 1243 by Senator Chamberlin
 SB 1252 by Senator Jenne
 SB 366 by Senators Steinberg and Poole
 SB 1256 by Senator MacKay
 SB 1261 by Senators Jenne, McKnight and Grizzle
 SB 1277 by Senator Johnston
 SB 1289 by Senator Johnston
 SB 1290 by Senators Jenne and Chamberlin
 SB 1301 by Senator Vogt
 SB 1303 by Senator Hill
 SB 1307 by Senator Vogt
 HB 465 by Representatives Hollingsworth and Batchelor

May 12, 1980

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following:

SB 11 by Senator Steinberg
 SJR 25 by Senator Henderson
 SB 31 by Senator Tobiasen
 SB 121 by Senator Frank
 SCR 314 by Senator MacKay and others
 SB 157 by Senator Carlucci
 SR 210 by Senator Skinner and others
 SB 265 by Senator Henderson

SB 273 by Senator Frank and others
 SJR 274 by Senator Frank and others
 SCR 294 by Senator Fechtel
 SJR 306 by Senator Frank
 SM 480 by Senator Fechtel
 SM 513 by Senator McClain and others
 SCR 516 by Senator Gordon
 SR 519 by Senator Henderson

May 12, 1980

The Special Master-Claims requests an extension of 15 days for consideration of the following:

SB 140 by Senator Anderson SB 514 by Senator Gordon
 SB 239 by Senator Dunn SB 757 by Senator Scarborough
 SB 350 by Senator Jenne

May 12, 1980

The Committee on Transportation requests an extension of 15 days for consideration of the following:

SB 604 by Senator McClain SB 1309 by Senator Jenne
 SB 1110 by Senator Neal HB 34 by Representative
 and others Hodes and others
 SB 1113 by Senator Williamson HB 113 by Representative
 Martinez
 SB 1130 by Senator MacKay HB 705 by Representative
 Bell
 SB 1136 by Senator Jenne SB 58 by Senator Skinner
 SB 1179 by Senator Trask and others
 SB 1193 by Senator Gorman SB 356 by Senator Winn
 SB 1196 by Senator Winn SB 362 by Senator Maxwell
 SB 1206 by Senator Henderson SB 457 by Senator Holloway
 SB 1216 by Senator Maxwell SB 644 by Senator Scott
 SB 1258 by Senator Chamberlin SB 650 by Senator Scarborough
 SB 1279 by Senator Holloway SB 743 by Senator Anderson
 SB 1283 by Senator Holloway SB 755 by Senator Hill
 SB 1297 by Senator Scarborough

May 13, 1980

The Committee on Education requests an extension of 15 days for consideration of the following:

SCR 617 by Senator Tobiasen SB 1146 by Senator Maxwell
 SB 626 by Senators Barron SB 1153 by Senator Tobiasen
 and Trask SB 1155 by Senator MacKay
 SB 1104 by Senator Peterson SB 1172 by Senator Scarborough
 HB 574 by Representative Young SB 1177 by Senator Peterson
 SB 1114 by Senator Williamson SB 1181 by Senator MacKay
 SB 1133 by Senator MacKay SB 1201 by Senator Frank

May 13, 1980

The Committee on Ways and Means requests an extension of 15 days for consideration of the following:

SB 3 by Senator Steinberg SB 171 by Senator Peterson
 SB 9 by Senator Johnston SB 178 by Senator Holloway
 SB 12 by Senator Holloway SB 185 by Senator Fechtel
 SB 17 by Senator Dunn SJR 187 by Senator
 SB 20 by Senator Henderson Henderson
 SB 27 by Senator Anderson SJR 188 by Senator
 SB 47 by Senator Stuart Henderson
 SB 50 by Senator Stuart SJR 195 by Senator Myers
 SB 52 by Senator Anderson SB 217 by Senator Skinner
 SB 62 by Senator Anderson SB 225 by Senator Tobiasen
 SB 67 by Senator Anderson SB 245 by Senator Hair
 SB 74 by Senator Henderson SB 248 by Senator Grizzle
 SB 75 by Senator Dunn CS for
 SB 101 by Senator Dunn SB 256 by Judiciary-Criminal
 SB 111 by Senator Maxwell SB 257 by Senator Tobiasen
 SB 123 by Senator Skinner SB 260 by Senator McKnight
 SB 126 by Senator Carlucci CS for
 SB 130 by Senator Dunn SB 271 by Economic, Community and
 CS for Consumer Affairs and
 SB 143 by Education Committee and Senator
 Senator MacKay Scarborough
 SB 144 by Senator Williamson SB 275 by Senator
 Chamberlin
 SB 146 by Senator Jenne SB 276 by Senator Trask
 SB 147 by Senator Jenne SB 281 by Senator Grizzle
 SB 149 by Senator Jenne CS for
 SB 160 by Senator Neal SB 282 by Governmental
 CS for Operations Committee and
 SB 167 by Natural Resources and Senator McKnight
 Conservation Committee and
 Senator Vogt SB 284 by Senator Skinner
 SB 295 by Senator Fechtel
 SB 298 by Senator Myers

SB 301 by Senator Myers
 SJR 303 by Senator Myers
 SB 305 by Senator Peterson
 SB 307 by Senator Frank
 SJR 308 by Senator Frank
 SB 309 by Senator Frank

CS for
 SB 324 by Education Committee and
 Senator MacKay
 SB 326 by Senator Trask
 CS for
 SB 337 by Governmental
 Operations Committee
 CS for
 SB 338 by Natural Resources
 and Conservation Committee and
 Senator Trask
 SB 341 by Senator Carlucci
 SB 355 by Senator D.
 Childers
 SB 358 by Senator Skinner
 SB 359 by Senator Myers
 SB 364 by Senator Fechtel
 SB 370 by Senator Myers
 SB 378 by Senator Winn
 SB 385 by Senator Gordon
 SB 386 by Senator Gordon
 SB 390 by Senator
 Holloway

SB 392 by Senator Vogt
 SB 401 by Senator Holloway
 SB 402 by Senator Holloway
 SB 406 by Senator Beard
 SB 407 by Senator Beard
 SB 414 by Senator Holloway
 SB 416 by Senator Tobiasen
 SB 423 by Senator MacKay
 SB 434 by Senator Myers
 SB 450 by Senator D.
 Childers
 SB 459 by Senator Fechtel
 SB 463 by Senator Scott
 SB 485 by Senator Frank

CS for
 SB 489 by Commerce Committee and
 Senator Thomas

CS for
 SB 491 by Health and Rehabilitative
 Services Committee and Senator
 Chamberlin
 SB 502 by Senator Holloway
 SB 507 by Senator Fechtel
 SB 512 by Senator
 Scarborough
 SB 522 by Senator Tobiasen
 SB 526 by Senator D.
 Childers
 SB 538 by Senator Carlucci
 SB 539 by Senator MacKay

CS for
 SB 540 by Education Committee and
 Senator Don Childers
 SB 547 by Senator Holloway
 SB 563 by Senator Myers
 SB 585 by Senator McKnight
 SB 588 by Senator Neal
 SB 590 by Senator Ware
 SB 606 by Senator Holloway
 SB 614 by Senator Myers
 SJR 637 by Senator
 Henderson

SB 638 by Senator
 Henderson
 SB 646 by Senator Dunn
 SB 658 by Senator McClain
 SB 663 by Senator Poole
 SB 673 by Senator Frank

CS for
 SB 681 by Health and Rehabilitative
 Services Committee and Senator
 McKnight

CS for
 SB 722 by Health and Rehabilitative
 Services Committee and Senator
 MacKay
 SB 739 by Senator
 Chamberlin
 SB 744 by Senator Peterson
 SB 746 by Senator Stuart
 SB 748 by Senator Henderson
 SB 758 by Senator Hill
 SB 769 by Senator Peterson
 SB 772 by Senator Vogt

CS for
 SB 773 by Health and Rehabilitative
 Services Committee and
 Senator Johnston
 SB 777 by Senator Thomas
 SB 784 by Senator Hair

CS for
 SB 798 by Commerce Committee and
 Senator Neal
 SB 802 by Senator Skinner
 SB 810 by Senator
 Henderson

CS for
 SB 814 by Governmental
 Operations Committee and
 Senator Jenne

SB 838 by Senator Myers
 SB 841 by Senator Vogt
 SB 843 by Senator Vogt
 SB 844 by Senator Trask
 SB 863 by Senator Hair
 SB 879 by Senator Dunn

CS for
 SB 883 by Health and Rehabilitative
 Services Committee and
 Senator Johnston

SB 905 by Senator
 Henderson
 SB 943 by Senator
 Holloway

SB 964 by Senator Thomas
 SB 974 by Senator
 Chamberlin

SB 1022 by Senator Frank
 SJR 1025 by Senator Dunn
 SB 1029 by Senator Ware
 CS for

SB 1030 by Health and
 Rehabilitative
 Services Committee and
 Senator Gordon

SB 1032 by Senator Dunn
 SB 1043 by Senator Poole
 SB 1047 by Senator Dunn
 SB 1060 by Senator Frank

CS for
 SB 1076 by Education
 Committee and
 Senator MacKay

SJR 1082 by Senator
 Chamberlin
 SB 1098 by Senator
 Henderson

CS for
 SB 1103 by Agriculture
 Committee and
 Senator Peterson

SB 1112 by Senators Stuart
 and Neal

CS for
SB 1161 by Agriculture
Committee and
Senator Trask
SB 1180 by Senator Hill
SB 1194 by Senator Hill
SJR 1195 by Senator Peterson
SB 1203 by Senator Maxwell
SB 1265 by Senator Hair
CS for
SB 1284 by Education
Committee and
Senator Maxwell
SB 1311 by Senator Myers

SJR 1322 by Senator Dunn
SB 1342 by Senator Dunn
HB 264 by Representative
Burnsed
HB 444 by Representative
Gustafson
HB 869 by Finance and
Taxation
Committee
HB 1165 by Committee on
Regulatory
Reform

May 13, 1980

Ways and Means Subcommittee D requests an extension of 15 days for consideration of the following:

SB 1 by Senator Tobiassen	SJR 575 by Senator Thomas
SB 2 by Senator Holloway	SB 578 by Senator Thomas
SB 32 by Senator Tobiassen	SB 643 by Senator Scott
SB 127 by Senator Neal	SB 669 by Senator Scarborough
SJR 437 by Senator Ware and others	SB 703 by Senator Myers
SJR 549 by Senator Stuart	SB 877 by Senator Dunn and others
SB 558 by Senator Myers (by request)	SB 880 by Senator Dunn
SB 564 by Senator Myers (by request)	SB 912 by Senator Trask
SB 565 by Senator Myers (by request)	SB 955 by Senator Myers
SB 566 by Senator Myers (by request)	SB 961 by Senator Myers
SB 567 by Senator Myers (by request)	SB 974 by Senators Chamberlin and Peterson
SB 570 by Senator Myers (by request)	SJR 990 by Senator Maxwell
SB 573 by Senator Thomas	SB 1000 by Senator Dunn
SJR 574 by Senator Thomas	SB 1170 by Senator Johnston
	SB 1237 by Senator Skinner
	SB 1272 by Senator Myers
	HB 856 by Committee on Finance and Taxation

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had transmitted to the office of the Secretary of State the following acts which he approved May 10: Senate Bills 34, 66, 141 and 503.

EXECUTIVE ORDER NUMBER 80-43

(SUSPENSION)

WHEREAS, JOHN D. BROWNING, is presently serving as a City Commissioner for the City of Fort Pierce, Florida, and

WHEREAS, on April 17, 1980 an indictment was returned by the Grand Jury of the United States District Court for the Southern District of Florida, charging the said JOHN D. BROWNING with six counts of prescribing a controlled substance pursuant to a prescription not within the course of professional practice, in violation of 21 U.S.C. §841(a)(1), and

WHEREAS, it has been determined that it is in the best interest of the State of Florida that JOHN D. BROWNING be suspended from the public office which he now holds, upon the constitutional grounds hereinafter set forth;

NOW, THEREFORE, I, BOB GRAHAM, as Governor, pursuant to the Constitution and Laws of Florida, do hereby find, determine and allege as follows:

A. On April 17, 1980, the Grand Jury of the United States District Court for the Southern District of Florida, returned an indictment which is filed in that court, a copy of which is attached and incorporated by reference herein, charging JOHN D. BROWNING with violations of the criminal laws of the United States as previously enumerated.

B. This is an "indictment for crime" as used in Article IV, Section 7, Florida Constitution (1968).

C. The indictment was returned, and the violations alleged therein occurred, during the present term of office of JOHN

D. BROWNING as an "elected municipal officer" within the meaning of Article IV, Section 7, Florida Constitution (1968), to-wit: City Commissioner, City of Fort Pierce, Florida.

D. The interest of the residents of the City of Fort Pierce, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of JOHN D. BROWNING from the public office which he now holds.

BEING FULLY ADVISED IN THE PREMISES, and in accordance with the Constitution and Laws of the State of Florida, the following Executive Order is hereby promulgated effective immediately:

1. JOHN D. BROWNING is hereby suspended from the public office which he now holds, to-wit: City Commissioner, City of Fort Pierce, Florida.

2. That JOHN D. BROWNING is hereby prohibited from performing any official act, duty or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further Executive Order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 8 day of May, 1980.

Bob Graham
Governor

ATTEST:
George Firestone
Secretary of State

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA

NO.

21 USC 841(a)(1)
M/S \$5,000—5 years plus
2 year special parole term

UNITED STATES OF AMERICA)
v. JOHN D. BROWNING) *Indictment*
The Grand Jury charges that:

COUNT I

On or about October 4, 1979, in Ft. Pierce, in the Southern District of Florida, the defendant,

JOHN D. BROWNING

did knowingly and intentionally dispense approximately 60 Biphetamine tablets, a Schedule II non-narcotic controlled substance, pursuant to a prescription not within the course of professional practice; in violation of Title 21, United States Code, Section 841(a)(1).

COUNT II

On or about October 4, 1979, in Ft. Pierce, in the Southern District of Florida, the defendant,

JOHN D. BROWNING

did knowingly and intentionally dispense approximately 60 Biphetamine tablets, a Schedule II non-narcotic controlled substance, pursuant to a prescription not within the course of professional practice; in violation of Title 21, United States Code, Section 841(a)(1).

COUNT III

On or about October 25, 1979, in Ft. Pierce, in the Southern District of Florida, the defendant,

JOHN D. BROWNING

did knowingly and intentionally dispense approximately 60 Biphetamine tablets, a Schedule II non-narcotic controlled substance, pursuant to a prescription not within the course of professional practice; in violation of Title 21, United States Code, Section 841(a)(1).

COUNT IV

On or about November 29, 1979, in Ft. Pierce, in the Southern District of Florida, the defendant,

JOHN D. BROWNING

did knowingly and intentionally dispense approximately 60 Biphetamine tablets, a Schedule II non-narcotic controlled substance, pursuant to a prescription not within the course of professional practice; in violation of Title 21, United States Code, Section 841(a)(1).

COUNT V

On or about January 31, 1980, in Ft. Pierce, in the Southern District in Florida, the defendant,

JOHN D. BROWNING

did knowingly and intentionally dispense approximately 60 Biphetamine tablets, a Schedule II non-narcotic controlled substance, pursuant to a prescription not within the course of professional practice; in violation of Title 21, United States Code, Section 841(a)(1).

COUNT VI

On or about January 31, 1980, in Ft. Pierce, in the Southern District of Florida, the defendant,

JOHN D. BROWNING

did knowingly and intentionally dispense approximately 60 Biphetamine tablets, a Schedule II non-narcotic controlled substance, pursuant to a prescription not within the course of professional practice; in violation of Title 21, United States Code, Section 841(a)(1).

A TRUE BILL
Charles Dolan
FOREMAN

Paul D. Lazarus
Atlee W. Wampler, III
United States Attorney
Karen L. Atkinson
Assistant United States Attorney

[Referred to the Committee on Executive Business]

Executive Business

Senator Winn presented the following report:

The Honorable Philip D. Lewis
President, The Florida Senate
409-C, The Capitol
Tallahassee, Florida 32304

Dear Mr. President:

The following executive appointments were referred to the Senate Committee on Executive Business for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

OFFICE AND APPOINTMENT

FOR TERM
ENDING

1. Board of Accountancy, Members
Appointees: Dooner, Louis W. 12/26/83
McAbee, William W. 12/26/81
Rodriguez, Ramon A. 12/26/80
Skor, Richard Bernard 12/26/82
Stuart, Jacob V. 12/26/82

OFFICE AND APPOINTMENT

FOR TERM
ENDING

2. Board of Architecture, Members
Appointees: Burk, Robert H., Jr. 12/17/83
Donofro, Paul A. 12/17/83
Galbreath, Estelle G. 12/17/82
Giller, Norman M. 12/17/81
Gonzalez-Pando, Miguel 12/17/80
Rowe, H. Dean 12/17/81
3. Career Service Commission, Members
Appointees: Porter, Gilbert L. 11/11/82
Williams, Bill 11/22/82
4. Board of Chiropractic, Members
Appointees: Clark, Byron E. 8/ 1/83
Cooper, Earnestine 8/ 1/83
Grossman, Joel M. 8/ 1/81
Harris, Ronald L. 8/ 1/81
Lentz, Anna B. 8/ 1/82
Smith, Harold P. 8/ 1/83
5. Hillsborough County Civil Service Board, Members
Appointees: DeGuenther, Robert W. 7/ 3/83
McClelland, William R. 7/ 2/83
Scott, Robert R. 7/ 2/83
6. Brevard Community College, Board of Trustees, Members
Appointees: Burnett, Irene H. 5/31/83
Parrish, Betty P. 5/31/83
7. Broward Community College, Board of Trustees, Members
Appointees: Payne, John H. 5/31/83
Schlesinger, Sheldon 5/31/83
8. Central Florida Community College, Board of Trustees, Member
Appointee: Cannon, Linden K., Jr. 5/31/83
9. Chipola Junior College, Board of Trustees, Members
Appointees: Barton, C. H. 5/31/83
Laney, Roger L., Jr. 5/31/83
Pete, Benjamin 5/31/83
Sangaree, Marjorie P. 5/31/83
10. Daytona Beach Community College, Board of Trustees, Members
Appointees: Brown, Sarah E. Booth 5/31/83
Fox, G. Robert 5/31/83
11. Edison Community College, Board of Trustees, Member
Appointee: Peeples, Vernon E. 5/31/82
12. Florida Junior College at Jacksonville, Board of Trustees, Members
Appointees: Cook, Betty P. 5/31/81
Friedmann, Peggy C. 5/31/83
Mosby, Leonard L., Jr. 5/31/83
13. Gulf Coast Community College, Board of Trustees, Members
Appointees: Bidwell, J. David 5/31/83
Smith, T. Woodie 5/31/83
14. Indian River Community College, Board of Trustees, Members
Appointees: Crews, Standish L. 5/31/83
Morgan, Ida 5/31/83
15. Lake City Community College, Board of Trustees, Members
Appointees: Floyd, Ben H. 5/31/82
Pritchett, M. H. 5/31/83
Wilson, James Y. 5/31/83
16. Lake-Sumter Community College, Board of Trustees, Member
Appointee: Peacock, Jimmy R. 5/31/83
17. Manatee Junior College, Board of Trustees, Member
Appointee: Peters, Marjory J. 5/31/83

OFFICE AND APPOINTMENT		FOR TERM ENDING	OFFICE AND APPOINTMENT		FOR TERM ENDING
18.	Miami-Dade Community College, Board of Trustees, Member		33.	Construction Industry Licensing Board, Members	
	Appointee: Hernandez, Maria C.	5/31/83		Appointees: Bared, Jose P.	2/18/84
19.	North Florida Junior College, Board of Trustees, Members			Bromley, Charles H.	2/18/84
	Appointees: Russell, Bryant J.	5/31/83		Cronley, James D.	2/18/83
	Starling, Homer C., Jr.	5/31/83		Daniel, G. E.	2/18/84
20.	Okaloosa-Walton Junior College, Board of Trustees, Members			Dove, Robert F.	2/18/83
	Appointees: Anderson, Archie N.	5/31/82		Fix, John	2/18/84
	Clark, W. Max	5/31/83		Hooker, John L.	2/18/83
	DeShazo, Teddy R.	5/31/82		Jones, John Henry	2/18/83
	Nabors, A. L.	5/31/83		McLaughlin, Terance W.	2/18/83
21.	Palm Beach Junior College, Board of Trustees, Member		34.	Board of Cosmetology, Members	
	Appointee: Findling, Willard F.	5/31/83		Appointees: Diaz, Katuska L.	1/1/84
22.	Pasco-Hernando Community College, Board of Trustees, Members			Murphy, Sharon E.	1/1/84
	Appointees: Coffie, Lorenzo E.	5/31/83	35.	Board of Dentistry, Members	
	Linville, Lois R.	5/31/83		Appointees: De Varona, Frank	2/7/83
23.	Polk Community College, Board of Trustees, Members			Spence, Donald	2/7/82
	Appointees: Bice, W. Tom	5/31/81		Wiedetz, Sarah	2/7/81
	McKown, Bobby F.	5/31/83	36.	Electrical Contractors' Licensing Board, Members	
24.	St. Johns River Community College, Board of Trustees, Members			Appointees: Amieva, Raul	12/17/82
	Appointees: Hancock, Frank M.	5/31/82		Carter, William M.	12/17/83
	Pickens, Robert W.	5/31/83		Cornelius, Eugene C.	12/17/81
25.	St. Petersburg Junior College, Board of Trustees, Members			Dunworth, K. L.	12/17/81
	Appointees: Brockus, Janice Chapin	5/31/83		Heath, Robert Newton	12/17/82
	Johnston, Richard	5/31/83		Isaac, Ernest, Jr.	12/17/83
26.	Santa Fe Community College, Board of Trustees, Members			Pasetti, Lawrence	12/17/82
	Appointees: Andrews, Guy	5/31/83		Terrell, Patricia D.	12/17/81
	Ayers, Clarence T.	5/31/83	37.	Board of Engineers, Members	
	Gruen, Donna L.	5/31/81		Appointees: Acosta, Amado J.	12/20/82
27.	Seminole Community College, Board of Trustees, Members			Bechamps, Eugene N.	12/20/81
	Appointees: Agee, James W.	5/31/83		Black, Emily W.	12/20/82
	Freeman, Beverley P.	5/31/83		Bradley, William B.	12/20/83
28.	South Florida Junior College, Board of Trustees, Members			Ebert, Walter G.	12/20/83
	Appointees: Handley, Ruth E.	5/31/83		Kersten, Robert D.	12/20/81
	Shackelford, Peggy E.	5/31/81		Lobnitz, Edward A.	12/20/83
	Stidham, Charles D.	5/31/83		Seckinger, Allen H.	12/20/83
29.	Tallahassee Community College, Board of Trustees, Member		38.	Environmental Regulation Commission, Chairman	
	Appointee: Wilson, Harriet M.	5/31/83		Appointee: Frederick, W. D., Jr.	7/1/83
30.	Valencia Community College, Board of Trustees, Member		39.	Environmental Regulation Commission, Members	
	Appointee: Bronson, Jeanelle Glover	5/31/83		Appointees: Browning, Edwin B., Jr.	7/1/83
31.	State Community College Coordinating Board, Members			Hall, A. Sterling	7/1/83
	Appointees: Baker, Ida S.	9/15/82		Parks, R. L.	7/1/83
	Blue, John R.	9/15/80	40.	Commission on Ethics, Members	
	Crews, Standish L.	9/15/81		Appointees: Cone, Cecil Wayne	7/1/81
	Hudson, Robert E.	9/15/83		Gregory, Thomas H.	7/1/81
	Johnston, W. Richard	9/15/83		Gustafson, Joel K.	7/1/81
	Kassewitz, Jack	9/15/81		James, Bobbie McFee	7/1/79
	Maguire, Raymer F., Jr.	9/15/83		James, Bobbie McFee	7/1/81
	Roach, Margaret L. Blake	9/15/82	41.	Florida State Fair Authority, Members	
	Sangaree, Marjorie P.	9/15/80		Appointees: Culverhouse, George H., Jr.	7/1/81
32.	State Board of Independent Colleges and Universities, Members			Dance, Nancy H.	7/1/83
	Appointees: Bowman, Marion	8/18/82		Edwards, Norman C.	7/1/83
	Dillon, Richard T.	3/19/82		Hopkins, E. W.	7/1/81
	Hamilton, Clinton D.	8/18/82		Nickels, Marie	7/1/83
	Jones, Donald C.	8/25/82		Toms, G. E.	7/1/80
	King, Valarie Greene	8/24/81	42.	Florida Student Financial Assistance Commission, Members	
				Appointees: Cody, John L., III	6/30/82
				Levine, Mark S.	6/30/82
				Plasencia, Maria T.	6/30/82
				Ward, Stella O.	6/30/81
			43.	Firefighters Standards and Training Council, Members	
				Appointees: Hedges, Eugene C.	Pleasure of Fire Marshal
				Holleman, C. Ben	Pleasure of Fire Marshal
				Kempf, Erv'n A.	Pleasure of Fire Marshal
				Schultz, William F.	Pleasure of Fire Marshal
				Turner, Fred W.	Pleasure of Fire Marshal

OFFICE AND APPOINTMENT		FOR TERM ENDING	OFFICE AND APPOINTMENT		FOR TERM ENDING
44.	Board of Funeral Directors and Embalmers, Members Appointees: Caicedo, Elton K. Creal, Robert L. Feaster, George E. King, Mildred Turner, Fred B., Jr.	8/1/83 8/1/81 8/1/82 8/1/82 8/1/83	58.	Board of Opticianry, Members Appointees: Budd, Michael E. Elliott, Paul E. Franklin, Freddie L. Jones, Helen Lowinger, Leonard Shortridge, Louis E., Jr.	12/26/83 12/26/82 12/26/82 12/26/83 12/26/81 12/26/81
45.	Harbor Master, Port of Boca Grande Appointee: Johnson, W. Carey	11/21/81	59.	Board of Optometry, Members Appointees: Altieri, F. J. Barrett, Wm. T. Chambers, Frances R. Davidson, C. Linden Pena, George A. Walker, Edward K.	12/28/83 12/28/83 12/28/81 12/28/81 12/28/82 12/28/83
46.	Harbor Master, Port of Fernandina Appointee: Kavanaugh, William Hardee	12/5/81	60.	Board of Osteopathic Medical Examiners, Members Appointees: Barroso, Luis Godwin, James D. King, Alice M. Kitchen, Rose Deeb Smith, Morton T.	1/29/84 1/29/83 1/29/83 1/29/82 1/29/82
47.	Harbor Master, Port of Fort Pierce Appointee: Ergle, Walter W.	9/26/81	61.	Florida Pari-Mutuel Commission, Chairman Appointee: Van Wert, Leon G.	6/30/83
48.	Harbor Master, Port of New Smyrna Beach Appointee: Sweett, Lawrence J.	2/19/81	62.	Florida Pari-Mutuel Commission, Members Appointees: Abramson, Stephen Lewis, James L. Newbern, C. D. Vessels, Billy	6/30/83 6/30/81 6/30/82 6/30/82
49.	Harbor Master, Port of Panama City Appointee: Hobbs, Emory Gay	7/1/81	63.	Parole and Probation Commission, Members Appointees: Greadington, Barbara A. Simmons, Kenneth W.	10/ 6/83 10/ 6/85
50.	Citrus County Hospital Board of Trustees, Members Appointees: Fitzpatrick, Charles B. Jenkins, Randall	7/7/80 7/8/82	64.	Board of Pharmacy, Members Appointees: Cobo, Lionel M. Gillespie, Nellie Redd Mack, Monroe W. Margulies, Karen M. Neudorfer, Jerry Elaine Warren, Curtis M.	8/ 1/81 8/ 1/83 8/ 1/83 8/ 1/81 8/ 1/83 8/ 1/82
51.	South Lake County Hospital District, Board of Trustees, Members Appointees: Cole, Aurelia M. Hovis, George E. McQuaig, Marjorie G. Moherek, E. A. Relyea, William V. Roberts, Harold Wynn, J. Garland, Jr.	7/5/83 7/5/83 7/5/81 7/5/83 7/5/83 7/5/83 7/5/81	65.	Jacksonville Port Authority, Member Appointee: Broward, A. Sidney, Jr.	9/30/82
52.	Board of Land Surveyors, Members Appointees: Davis, Broward P. Herrick, Barney A. Kent, Lewis Hall Shiskin, James P.	12/6/82 12/6/81 12/6/83 12/6/83	66.	Ponce de Leon Port Authority, Members Appointees: Hall, James B. Smith, Malcolm K. Stuck, Martin F.	2/1/83 2/1/83 2/1/83
53.	Department of Law Enforcement, Executive Director Appointee: York, James W.	Pleasure of Governor and Cabinet	67.	Tampa Port Authority, Members Appointees: Burnett, James M. Cromwell, Robert L.	11/15/80 11/15/83
54.	Board of Massage, Member Appointee: Drake, Alvin H.	1/1/81	68.	Historic Broward County Preservation Board of Trustees, Member Appointee: Kester, Stewart R.	11/1/79
55.	Board of Medical Examiners, Members Appointees: Boyd, J. C. Cole, B. M. Conard, Richard T. Feinstein, Richard J. Hernandez, Alberto M. Katims, Robert Sims, John N. Smith, Jeraldine W. Valdes-Fauli, Raul J. Wallace, Dana V. Webster, Robert N.	8/1/82 8/1/81 8/1/82 8/1/82 8/1/82 8/1/83 8/1/83 8/1/81 8/1/83 8/1/81 8/1/81	69.	Historic Key West Preservation Board of Trustees, Members Appointees: Cates, A. Emma Carrero Eyster, Irving R. Higgins, John Worthen, Jr. Martin, William J.	10/31/82 10/17/83 11/21/83 10/31/82
56.	Board of Nursing, Members Appointees: Bauman, Sandra Spiegel Choulat, Lila K. Cruz, Berta D. Denny, Helene Finston Ladd, Barbara S. Trice, Jessie	8/1/81 8/1/83 8/1/82 8/1/83 8/1/81 8/1/83	70.	Historic St. Augustine Preservation Board of Trustees, Members Appointees: Bailey, John D. Fretwell, Mark E. Grabiell, Julio McMillan, Henry W.	8/31/83 1/14/82 8/24/83 8/12/82
57.	Board of Nursing Home Administrators, Members Appointees: Bevilacqua, Margaret Rose Cohen, Kenneth B. Graubert, Alan S. Hugo, Bryan Charles Lane, Fred A. Lichtman, Marc Socarras-Blancard, Yohel Proctor, James M.	12/13/81 12/13/80 12/13/83 12/13/81 12/13/82 12/13/82 12/13/82 12/13/81	71.	Historic Tampa-Hillsborough County Preservation Board of Trustees, Member Appointee: Di Maio, Victor E.	11/1/82
			72.	Board of Real Estate, Members Appointees: Bishop, Virginia H. Hamel, Arthur N. Johnson, Edward C. Wright, Sonny	3/5/82 3/5/83 3/5/83 8/27/83

OFFICE AND APPOINTMENT

FOR TERM
ENDING

73. Board of Regents, Member
Appointee: Goldsmith, John 9/1/80
74. State Retirement Commission, Member
Appointee: Delevoe, Lois J. 12/31/82
75. Jacksonville Transportation Authority, Members
Appointees: Birchfield, W. O. 5/31/82
Deaton, James E. 6/1/83
Grimes, Anne 8/4/83
76. Unemployment Appeals Commission, Member
Appointee: Baskin, Delois 7/1/83
77. Commission for the Promotion of Uniformity of
Legislation in the United States, Members
Appointees: Adams, William H., III 6/5/83
Cutler, Edward I. 6/5/83
Morse, Joshua 6/5/83
78. Board of Veterinary Medicine, Members
Appointees: Acree, E. Howard 8/1/83
Aronson, David B. 8/1/81
Garcia, Eduardo 8/1/82
Williams, Helen N. 8/1/82
Young, W. G. 8/1/83
79. Northwest Florida Water Management District,
Members
Appointees: Bond, W. Fred 7/1/81
Lane, Henry C. 7/1/83
Runnels, Davage, J., Jr. 7/1/83
Smith, William C. 7/1/83
Tidwell, Marion O. 7/1/83
80. St. Johns River Water Management District,
Members
Appointees: Capehart, Lynne C. 7/1/83
Godwin, Claude O. 7/1/83
Pignone, Frances Sharp 7/1/83
Tripson, John R. 7/1/83
81. Southwest Florida Water Management District,
Governing Board, Members
Appointees: Campbell, James W. 7/1/82
Sampson, Bruce A. 7/1/80
82. Suwannee River Water Management District,
Members
Appointees: Kelly, Terry M. 7/1/83
Kressman, Hilda S. 7/1/83
Parker, James O. 7/1/83
Townsend, Wallace S. 7/1/83
83. Board of the Oklawaha Basin Recreation and Wa-
ter Conservation and Control Authority, Mem-
bers
Appointees: Knowles, C. J. 7/13/83
Marshall, Albert B. 7/13/81
Ray, Bobby G. 7/13/80
84. Peace River Basin Board of the Southwest Florida
Water Management District, Member
Appointee: Mason, Geo. P., Jr. 6/30/82

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the offices indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience and general suitability of each appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the committee, by a separate vote as to each appointee, respectfully advises and recommends:

- (1) That the executive appointment of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate.
- (2) That Senate action on said appointments be taken prior to adjournment of the 1980 Regular Session.

- (3) That there is no necessity known to the committee for the deliberations on said appointments to be held in executive session.

Respectfully submitted,

Sherman S. Winn, Chairman
James A. Scott, Vice Chairman
Joe Carlucci
Pat Frank
Paul B. Steinberg

Senator Winn moved that the report be accepted and the Senate confirm the appointments identified in the foregoing report of the committee to the offices and for the terms indicated, in accordance with the recommendations of the committee. The motion was adopted by the following vote:

Yeas—36

Mr. President	Fechtel	MacKay	Skinner
Anderson	Frank	Maxwell	Steinberg
Barron	Gordon	McClain	Stuart
Beard	Gorman	McKnight	Thomas
Carlucci	Grizzle	Myers	Tobiassen
Chamberlin	Hill	Neal	Trask
Childers, D.	Holloway	Peterson	Vogt
Childers, W. D.	Jenne	Poole	Williamson
Dunn	Johnston	Scarborough	Winn

Nays—None

Vote after roll call:

Yea—Hair

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 313 and CS for SB 344.

Allen Morris, Clerk

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed SB 285.

Allen Morris, Clerk

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed—

SB 353	SB 394	SB 498
SB 500	SB 596	SB 597
SB 733	SB 783	SB 811
SB 847	SB 1239	

Allen Morris, Clerk

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 33 and CS for SB 176.

Allen Morris, Clerk

The bills contained in the above messages were ordered enrolled.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 to House Amendment 1 and passed SB 440, as amended.

Allen Morris, Clerk

The bill was ordered engrossed and then enrolled.

SPECIAL ORDER

Consideration of SB 102 was deferred.

SCR 1340—A concurrent resolution proclaiming May 26, 1980, as a day of statewide prayer.

—was taken up pending roll call.

Senator Trask moved the following amendment:

Amendment 1—On page 1, strike everything after the resolving clause and insert: That we hereby request the Governor to designate and set apart Monday, May 26, 1980, as a day of statewide humility, supplication, fasting and prayer.

BE IT FURTHER RESOLVED, that this Legislature and the citizens of this state, in a spirit of honesty and sincere dedication, proceed on that day to reestablish the dreams and

Senator Gordon moved the following substitute amendment which failed:

Amendment 2—On page 1, strike everything following the resolving clause and insert:

WHEREAS, the House of Representatives and Senate of the State of Florida recognize that May 26, 1980, has been designated nationally as Memorial Day, and

WHEREAS, we believe this day should be an occasion for contemplating how blessed we are in this nation for the wisdom of our Founding Fathers, and

WHEREAS, in the wisdom of these Founding Fathers the Establishment Clause in the First Amendment to our Constitution was an expression on their part that religion is too personal, too sacred, too holy, to permit its unhallowed perversion by the state, **NOW THEREFORE**,

Be it resolved by the Senate of the State of Florida, the House of Representatives concurring,

That we hereby request the Governor to designate and set apart Monday, May 26, 1980, as a day of contemplation on the blessings of the First Amendment.

Senator Myers moved the following substitute amendment which was adopted:

Amendment 3—On page 1, line 1, strike everything before and after the title and insert:

Senate Concurrent Resolution No. 1340

A concurrent resolution proclaiming May 26, 1980, as a
Day of Memorial Observance

WHEREAS, the President and the Congress of the United States have proclaimed May 26, 1980, as a national Memorial Day, and

WHEREAS, the House of Representatives and the Senate of the State of Florida, recognizing the need of our State to set aside a time of rededication and Thanksgiving for our citizens, and

IN APPRECIATION of the bountiful blessings that have enriched and strengthened our lives and our nation; and, further,

IN MEMORY of our Founding Fathers who, at a great price, obtained the freedoms we treasure today and whose spiritual example has been maintained by the eternal vigilance and sacrifices of others also willing to pay the ultimate price to defend those freedoms; now, therefore,

Be it resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That we hereby request the Governor to designate and set apart Monday, May 26, 1980, as a statewide Day of Memorial, Thanksgiving, and recommitment to those ideals which made this a great nation unique among all nations.

BE IT FURTHER RESOLVED, that this Legislature and each of the citizens of this state, in a spirit of dedication, do on this Day of Memorial determine to do justly, to love mercy and to

walk humbly with our God in the pursuit of life, liberty and happiness.

SCR 1340 as amended was read by title, adopted, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gordon	Maxwell	Stuart
Anderson	Gorman	McClain	Thomas
Barron	Grizzle	McKnight	Tobiasen
Beard	Hair	Myers	Trask
Carlucci	Henderson	Neal	Vogt
Chamberlin	Hill	Peterson	Williamson
Childers, W. D.	Holloway	Scarborough	Winn
Dunn	Jenne	Scott	
Fechtcl	Johnston	Skinner	
Frank	MacKay	Steinberg	

Nays—None

Vote after roll call:

Yea—Poole

SB 68—A bill to be entitled An act relating to court marshals; amending ss. 25.262 and 35.26(2), Florida Statutes; authorizing the marshal of the Supreme Court and the marshals of district courts of appeal to apprehend without warrant, any person disturbing the peace in the building housing their respective courts and to deliver that person to the appropriate law enforcement officer of the municipality or county in which further proceedings may be held according to law; providing an effective date.

—was read the second time by title.

On motion by Senator Hair, further consideration of SB 68 was deferred.

The Sergeant at Arms escorted into the chamber Sir Nicholas Henderson, Great Britain's Ambassador to the United States; David Crawford, Great Britain's Consul General; Nicholas Witney, the Ambassador's private secretary; and Florida's Secretary of State George Firestone. The President invited the Ambassador and Secretary of State to the rostrum where the Ambassador addressed the Senate.

SPECIAL ORDER, continued

Consideration of Senate Bills 270 and 46 was deferred.

SB 72 was taken up and on motions by Senator Johnston, the rules were waived and by two-thirds vote HB 433 was withdrawn from Ways and Means Subcommittee E and the Committee on Ways and Means.

On motion by Senator Johnston—

HB 433—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.052(1)(d), (e), Florida Statutes; authorizing a county court judge or other member of the Elected State Officers' Class to purchase additional retirement credit for service as a county solicitor prior to a specified date; authorizing certain persons to transfer to the class prior to a specified date; providing an effective date.

—a companion measure, was substituted for SB 72 and read the second time by title.

Senators Johnston and Thomas offered the following amendment which was moved by Senator Johnston and adopted:

Amendment 1—On page 3 between lines 25 and 26, insert: Section 2. Subsection (17) of section 121.021, Florida Statutes, is amended to read:

121.021 Definitions.—The following words and phrases as used in this chapter have the respective meanings set forth unless a different meaning is plainly required by the context:

(17) "Creditable service" of any member means the sum of his past service, prior service, military service, workers' com-

pensation credit, and future service allowed within the provisions of this chapter if all required contributions have been paid and all other requirements of this chapter have been met. However, in no case shall a member receive credit for more than a year's service during any 12-month period. Service as applied to a teacher or a nonacademic employee of a school board shall be based on contract years of employment or school terms years of employment, as provided in chapters 122 and 238, rather than 12-month periods of employment. *For purpose of this chapter, "creditable service" shall include the period from November 1972 to January 1973 which would have been served by an elected county commissioner but for the enactment of chapter 67-510, Laws of Florida, if the inclusion of such period would provide any person affected with sufficient creditable service to qualify for retirement benefits pursuant to this chapter.* (Renumber subsequent section.)

Senator Johnston moved the following amendments which were adopted:

Amendment 2—On page 3, line 20, strike "1978" and insert: 1980 1978

Amendment 3—On page 1 in title, line 10, following "," insert: amending s. 121.021 (17), Florida Statute, including as "creditable service" for purposes of the Florida Retirement System, a specified period of service by county commissioners eliminated by operation of law;

On motion by Senator Johnston, by two-thirds vote HB 433 as amended was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Gordon	MacKay	Thomas
Anderson	Grizzle	McClain	Tobiassen
Beard	Hair	McKnight	Trask
Childers, D.	Hill	Poole	Vogt
Dunn	Holloway	Scarborough	Williamson
Fechtcl	Jenne	Scott	Winn
Frank	Johnston	Steinberg	

Nays—None

Votes after roll call:

Yea—Chamberlin, Peterson, Stuart

SB 72 was laid on the table.

On motion by Senator Johnston, the rules were waived and the Senate immediately reconsidered the vote by which HB 433 passed.

Senator Myers moved the following amendment which was adopted by two-thirds vote:

Amendment 4—On page 1, line 23, insert after "state attorney," public defender,

On motion by Senator Johnston, by two-thirds vote HB 433 as amended was read by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiassen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Williamson
Dunn	Jenne	Scarborough	Winn
Fechtcl	Johnston	Scott	

Nays—None

By the Committee on Judiciary-Civil and Senator Dunn—

CS for SB 100—A bill to be entitled An act relating to mechanics' liens; amending s. 713.01(19), Florida Statutes; including subcontractors within the definition of "lienors giving

notice"; amending s. 713.04, Florida Statutes; providing that a notice of commencement need not be filed with respect to liens relating to subdivision improvements; providing that such a lienor need not serve a notice to owner; amending s. 713.05, Florida Statutes; providing for liens of persons in privity; amending s. 713.06(2)(a), (3)(c), Florida Statutes; requiring certain materialmen to serve a copy of the notice to owner on the contractor; providing certain defenses to enforcement of a lien; providing additional duties of a contractor upon termination of a contract before completion; amending s. 713.08(3), Florida Statutes; revising the claim of lien form; amending s. 713.08(3), Florida Statutes; changing the conditions under which a single claim of lien may be recorded on multiple improvements; amending s. 713.13(3), (5), Florida Statutes; providing for the effect of notice of commencement of improvements on the recording of liens; amending s. 713.23, Florida Statutes; providing and revising certain forms; amending s. 713.31(2)(c), Florida Statutes; authorizing certain subsubcontractors to bring an action for damages with respect to a fraudulent lien; repealing s. 713.231, Florida Statutes, relating to contract disclosures; providing an effective date.

—was read the first time by title and SB 100 was laid on the table.

On motion by Senator Dunn, by two-thirds vote CS for SB 100 was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator Dunn and adopted:

Amendment 1—On page 4, line 15, strike "713.06(3)(D)" and insert: 713.06(4)(D)

On motion by Senator Dunn, by two-thirds vote CS for SB 100 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Frank	MacKay	Steinberg
Anderson	Gorman	McClain	Stuart
Barron	Grizzle	McKnight	Thomas
Beard	Hair	Myers	Tobiassen
Carlucci	Henderson	Peterson	Trask
Childers, D.	Hill	Poole	Vogt
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Jenne	Scott	Winn
Fechtcl	Johnston	Skinner	

Nays—None

Vote after roll call:

Yea—Chamberlin

On motion by Senator Dunn, the rules were waived and the Senate immediately reconsidered the vote by which CS for SB 100 passed.

On motion by Senator Dunn, the Senate reconsidered the vote by which the bill was placed on third reading.

On motion by Senator Dunn, the Senate reconsidered the vote by which Amendment 1 was adopted. Amendment 1 failed.

On motion by Senator Dunn, by two-thirds vote CS for SB 100 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Childers, W. D.	Hair	Maxwell
Anderson	Dunn	Henderson	McClain
Barron	Fechtcl	Hill	McKnight
Beard	Frank	Holloway	Myers
Carlucci	Gordon	Jenne	Neal
Chamberlin	Gorman	Johnston	Peterson
Childers, D.	Grizzle	MacKay	Poole

Scarborough
SteinbergThomas
TobiassenTrask
VogtWilliamson
Winn

Nays—None

Consideration of SJR 249 was deferred.

Senator Trask presiding

By the Committee on Health and Rehabilitative Services and Senator McKnight—

CS for SB 293—A bill to be entitled An act relating to death; creating s. 382.085, Florida Statutes; providing a nonexclusive standard for determining death; providing procedures for determination of death; exempting specified persons and entities from civil or criminal liability for actions in accordance with the act; providing an effective date.

—was read the first time by title and SB 293 was laid on the table.

On motion by Senator McKnight, by two-thirds vote CS for SB 293 was read the second time by title.

The Committee on Judiciary-Civil offered the following amendment which was moved by Senator McKnight:

Amendment 1—On page 2, line 4, after “transplantation.” insert: The next of kin shall be notified of determination of brain death and notified of intent to terminate artificial means to support respiratory or circulatory functions or of intent to remove donor tissues. The next of kin shall be advised that he may obtain, at his own expense, consulting physicians of his choice to examine the brain dead individual, if desired. If next of kin does not object to termination of artificial means to support respiratory or circulatory functions or of removal of donor tissues, such actions may commence. If next of kin objects to such actions, they shall not be taken unless ordered by court.

Senator McKnight moved the following substitute amendment which was adopted:

Amendment 2—On page 1, lines 26-31, and on page 2, lines 1-26, strike all of said lines and insert: or chapter 459.

(3) No recovery shall be allowed nor criminal proceedings be instituted in any court in this state against a physician or licensed medical facility that makes a determination of death in accordance with this section or which acts in reliance thereon, if such determination is made in accordance with the accepted standard of care for such physician or facility as set forth in s. 768.45. Except for a diagnosis of brain death, the standard set forth in this section is not the exclusive standard for determining death or for the withdrawal of life support systems.

Section 2. This act shall take effect October 1, 1980.

Senator Scott moved the following amendment to the bill as amended by Amendment 2 which was adopted:

Amendment 3—On page 1, between lines 1 and 2, insert:

(3) The next of kin of the patient shall be notified as soon as practicable of the procedures to determine death under this act. The medical records shall reflect such notice; if such notice has not been given, the medical records shall reflect the attempts to identify and notify the next of kin.

(Renumber subsequent subsection.)

Senator McKnight moved the following amendment to the bill as amended by Amendment 2 which was adopted:

Amendment 4—On page 1, line 1, after the words “or chapter 459.” insert: One physician shall be the treating physician, and the other physician shall be a board-eligible or board-certified neurologist, neurosurgeon, internist, pediatrician, surgeon or anesthesiologist.

Senator McKnight moved the following amendment which was adopted:

Amendment 5—On page 1 in title, line 4, after the semicolon “(;)” insert: providing an exception;

Senator Scott moved the following amendment which was adopted:

Amendment 6—On page 1 in title, line 5, after the “(;)” insert: providing for notification to next of kin of patient;

The Committee on Judiciary-Civil offered the following amendments which were moved by Senator McKnight and failed:

Amendment 7—On page 2, line 22, strike “subsection (1)” and insert: subsections (1) and (2)

Amendment 8—On page 2, strike all of lines 25 through and including line 26 and insert: Section 2. This act shall take effect October 1, 1980.

On motion by Senator McKnight, by two-thirds vote CS for SB 293 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gordon	Maxwell	Stuart
Anderson	Gorman	McClain	Thomas
Barron	Grizzle	McKnight	Tobiassen
Beard	Hair	Myers	Trask
Chamberlin	Henderson	Neal	Vogt
Childers, D.	Hill	Peterson	Williamson
Childers, W. D.	Holloway	Poole	Winn
Dunn	Jenne	Scarborough	
Fechtel	Johnston	Scott	
Frank	MacKay	Steinberg	

Nays—2

Carlucci Skinner

On motion by Senator Thomas, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 1667 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Morgan and others—

HCR 1667—A concurrent resolution commending Graham Howerton for his bravery.

—was read the first time by title and on motion by Senator Thomas, by two-thirds vote placed next on the special order calendar.

SPECIAL ORDER, continued

On motion by Senator Thomas, by two-thirds vote HCR 1667 was read the second time by title, adopted and certified to the House. The vote was:

Yeas—39

Mr. President	Childers, W. D.	Hair	Maxwell
Anderson	Dunn	Henderson	McClain
Barron	Fechtel	Hill	McKnight
Beard	Frank	Holloway	Myers
Carlucci	Gordon	Jenne	Neal
Chamberlin	Gorman	Johnston	Peterson
Childers, D.	Grizzle	MacKay	Poole

Scarborough	Steinberg	Tobiassen	Williamson
Scott	Stuart	Trask	Winn
Skinner	Thomas	Vogt	

Nays—None

The Senate recognized Graham Howerton, Mr. and Mrs. Howerton, his father and mother; and Leslie, his sister.

On motion by Senator Barron, the rules were waived and by two-thirds vote SJR 1349 was withdrawn from the Committee on Rules and Calendar.

Senator Barron moved that SJR 1349 be taken up out of order. The motion failed.

On motions by Senator Vogt, the rules were waived and by two-thirds vote SJR 1118 and SB 1132 were withdrawn from the Committee on Natural Resources and Conservation, a motion to reconsider pending in committee notwithstanding.

The President presiding

The Senate resumed consideration of—

SB 68—A bill to be entitled An act relating to court marshals; amending ss. 25.262 and 35.26(2), Florida Statutes; authorizing the marshal of the Supreme Court and the marshals of district courts of appeal to apprehend without warrant, any person disturbing the peace in the building housing their respective courts and to deliver that person to the appropriate law enforcement officer of the municipality or county in which further proceedings may be held according to law; providing an effective date.

Senator Scarborough moved the following amendment which was adopted:

Amendment 1—On page 1, line 28, and on page 2, line 12, after the period “.” insert: *The marshal and his assistants shall attend and successfully complete a minimum standards training program approved by the Police Standards and Training Commission within the Department of Law Enforcement.*

On motion by Senator Hair, by two-thirds vote SB 68 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Fecht	Jenne	Scott
Anderson	Frank	Johnston	Skinner
Barron	Gordon	MacKay	Stuart
Beard	Gorman	Maxwell	Thomas
Carlucci	Grizzle	McClain	Tobiassen
Chamberlin	Hair	Myers	Trask
Childers, D.	Henderson	Peterson	Vogt
Childers, W. D.	Hill	Poole	Williamson
Dunn	Holloway	Scarborough	Winn

Nays—None

Votes after roll call:

Yea—McKnight, Steinberg

SB 397—A bill to be entitled An act relating to insurance; amending s. 626.730, Florida Statutes; providing that the prohibition against using a general lines agent's or solicitor's license to obtain rebates or commissions on “controlled business” not be deemed to prohibit licensing under a limited license for credit property insurance; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator Scott and adopted:

Amendment 1—On page 3, line 7, insert after the word “office”: *other than a consumer loan office owned by or affiliated with a financial institution as defined in s. 626.988.*

On motion by Senator Scott, by two-thirds vote SB 397 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gordon	McClain	Stuart
Anderson	Gorman	McKnight	Thomas
Barron	Grizzle	Myers	Tobiassen
Beard	Hair	Neal	Trask
Chamberlin	Henderson	Peterson	Vogt
Childers, D.	Hill	Poole	Williamson
Childers, W. D.	Holloway	Scarborough	Winn
Dunn	Jenne	Scott	
Fecht	Johnston	Skinner	
Frank	Maxwell	Steinberg	

Nays—None

By the Committee on Commerce and Senator Ware—

CS for SB 179—A bill to be entitled An act relating to fire prevention and control; amending subsections (12) and (13) of s. 633.021, Florida Statutes; and adding a new subsection; redefining fire protection systems; specifying classes of contractors; and defining pre-engineered systems; amending s. 633.065(1), (2), Florida Statutes; permitting contractors of fire safety and protective equipment to be certified under s. 633.534, Florida Statutes, or licensed under s. 633.061, Florida Statutes; amending s. 633.521, Florida Statutes; providing that applications must specify the type of certificate requested; providing an examination for each type of contractor, and providing exemption from examination by qualified contractors; amending s. 633.524, Florida Statutes; specifying the application and renewal fees for all types of certificates; requiring all moneys collected to be deposited in the Insurance Commissioner's Regulatory Trust Fund; amending s. 633.531, Florida Statutes; providing exceptions for licensed plumbers; providing an effective date.

—was read the first time by title and SB 179 was laid on the table.

On motion by Senator Stuart, by two-thirds vote CS for SB 179 was read the second time by title.

Senator Maxwell offered the following amendment which was moved by Senator Stuart and adopted:

Amendment 1—On page 2, line 10, strike “all of said line” and insert: *and fire underground water mains, fire hydrants and hydrant*

Senator Stuart moved the following amendment which was adopted:

Amendment 2—On page 5, line 14, after the period “.” insert: *However, any contractor who obtains a certificate under this provision and any certificate holder who obtained a certificate without having passed an examination, as provided herein, shall be required to take and pass an examination as a contractor as defined in subsection 633.021(13) prior to July 1, 1982. Failure to pass such examination prior to July 1, 1982 shall automatically revoke such certificate as of July 1, 1982.*

Senator Neal moved the following amendment which was adopted:

Amendment 3—On page 6, lines 24 and 25, strike “all of said lines” and insert: *hose connections, tanks and pumps; including sprinkler heads in trash chutes and in trash rooms, having no connection to an*

Senator Stuart moved the following amendment which was adopted:

Amendment 4—On page 1 in title, line 17, after “contractors;” insert: *requiring certain persons to take and pass an examination as contractor; providing for revocation of certification;*

On motion by Senator Stuart, by two-thirds vote CS for SB 179 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Anderson	Frank	MacKay	Skinner
Barron	Gorman	Maxwell	Steinberg
Beard	Grizzle	McClain	Stuart
Carlucci	Hair	McKnight	Thomas
Chamberlin	Henderson	Myers	Tobiassen
Childers, D.	Hill	Neal	Trask
Childers, W. D.	Holloway	Peterson	Vogt
Dunn	Jenne	Scarborough	Williamson
Fechtel	Johnston	Scott	Winn

Nays—1

Mr. President

On motion by Senator Beard, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1378 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Crawford—

HB 1378—A bill to be entitled An act relating to assault or battery of law enforcement officers; amending s. 784.07-(1)(a), Florida Statutes, to include county or municipal correctional officers and parole and probation officers as law enforcement officers; providing an effective date.

—was read the first time by title. On motion by Senator Beard, the rules were waived and HB 1378 was placed on the calendar.

SPECIAL ORDER, continued

SB 408 was taken up and on motion by Senator Beard, HB 1378, a companion measure, was substituted for SB 408.

On motions by Senator Beard, by two-thirds vote HB 1378 was read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gorman	McKnight	Thomas
Anderson	Grizzle	Myers	Tobiassen
Barron	Hair	Neal	Trask
Chamberlin	Henderson	Peterson	Vogt
Childers, D.	Hill	Poole	Ware
Childers, W. D.	Jenne	Scarborough	Williamson
Dunn	Johnston	Scott	Winn
Fechtel	MacKay	Skinner	
Frank	Maxwell	Steinberg	
Gordon	McClain	Stuart	

Nays—None

Vote after roll call:

Yea—Holloway

On motion by Senator Beard, the rules were waived and the Senate immediately reconsidered the vote by which HB 1378 passed.

Senator Beard moved the following amendment which was adopted:

Amendment 1—On page 1, in title, line 4, after the word "county" insert: and state

HB 1378 as amended was read by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiassen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fechtel	Johnston	Scott	Winn

Nays—None

SB 408 was laid on the table.

By the Committee on Governmental Operations and Senator Tobiassen—

CS for SB 420—A bill to be entitled An act relating to public buildings; amending s. 255.05(1), Florida Statutes; providing for an exemption from execution of a payment and performance bond for construction contracts for \$25,000 or less; providing exemption from personal liability; providing an effective date.

—was read the first time by title and SB 420 was laid on the table.

On motions by Senator Tobiassen, by two-thirds vote CS for SB 420 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Fechtel	MacKay	Steinberg
Anderson	Frank	Maxwell	Stuart
Barron	Gordon	McClain	Thomas
Beard	Gorman	McKnight	Tobiassen
Carlucci	Henderson	Myers	Trask
Chamberlin	Hill	Neal	Williamson
Childers, D.	Holloway	Peterson	Winn
Childers, W. D.	Jenne	Scott	
Dunn	Johnston	Skinner	

Nays—None

Votes after roll call:

Yea—Hair, Vogt

On motion by Senator Tobiassen, the rules were waived and CS for SB 420 was ordered immediately certified to the House.

By the Committee on Governmental Operations and Senators Neal and Henderson—

CS for SB 425—A bill to be entitled An act relating to the John and Mable Ringling Museum of Art; amending s. 265.26 (1)-(4), Florida Statutes, and adding subsection (8) to said section; increasing the membership of the board of trustees of the museum, designating the museum as the official art museum of the state and providing purposes thereof; providing for appointment of committees; revising provisions relating to employment of a director and other employees and to power of the board to enter into contracts; authorizing the Board of Trustees of the museum to accept credit card payments, to establish accounts for deposit of credit card invoices, and to establish a policy for acceptance of tour vouchers; providing for conditional repeal; providing an effective date.

—was read the first time by title and SB 425 was laid on the table.

On motions by Senator Neal, by two-thirds vote CS for SB 425 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Fechtcl	Johnston	Skinner
Anderson	Frank	MacKay	Steinberg
Barron	Gordon	Maxwell	Stuart
Beard	Gorman	McClain	Tobiassen
Carlucci	Hair	McKnight	Trask
Chamberlin	Henderson	Myers	Williamson
Childers, D.	Hill	Neal	Winn
Childers, W. D.	Holloway	Peterson	
Dunn	Jenne	Scott	

Nays—None

Vote after roll call:

Yea—Vogt

SB 455—A bill to be entitled An act relating to the Northwest Florida Creek Indian Council; providing an appropriation to enable the continued operation of the Northwest Florida Creek Indian Council; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 455 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Frank	MacKay	Steinberg
Anderson	Gordon	Maxwell	Stuart
Barron	Gorman	McClain	Thomas
Beard	Grizzle	McKnight	Tobiassen
Carlucci	Hair	Myers	Trask
Chamberlin	Henderson	Neal	Williamson
Childers, D.	Hill	Peterson	Winn
Childers, W. D.	Holloway	Scarborough	
Dunn	Jenne	Scott	
Fechtcl	Johnston	Skinner	

Nays—None

Vote after roll call:

Yea—Vogt

By the Committee on Governmental Operations and Senator Tobiassen—

CS for SB 476—A bill to be entitled An act relating to public buildings; adding s. 255.25(9), Florida Statutes; exempting the leasing of specialized educational facilities for state agencies from competitive bid requirements under certain circumstances; adding s. 255.043(5), Florida Statutes, to provide a criminal penalty for the injury or destruction of art work displayed in public buildings; providing an effective date.

—was read the first time by title and SB 476 was laid on the table.

On motions by Senator Tobiassen, by two-thirds vote CS for SB 476 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Frank	MacKay	Steinberg
Anderson	Gordon	Maxwell	Stuart
Barron	Gorman	McClain	Thomas
Beard	Grizzle	McKnight	Tobiassen
Carlucci	Hair	Myers	Trask
Chamberlin	Henderson	Neal	Williamson
Childers, D.	Hill	Peterson	Winn
Childers, W. D.	Holloway	Scarborough	
Dunn	Jenne	Scott	
Fechtcl	Johnston	Skinner	

Nays—None

Vote after roll call:

Yea—Vogt

On motion by Senator Tobiassen, the rules were waived and CS for SB 476 was ordered immediately certified to the House.

SB 490—A bill to be entitled An act relating to the judiciary; amending s. 25.073(3), Florida Statutes; deleting the 125-day limitation on justices or judges serving on temporary assignment; providing an effective date.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote SB 490 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Fechtcl	Jenne	Scarborough
Anderson	Frank	Johnston	Skinner
Barron	Gordon	MacKay	Steinberg
Beard	Gorman	Maxwell	Stuart
Carlucci	Grizzle	McClain	Thomas
Chamberlin	Hair	McKnight	Tobiassen
Childers, D.	Henderson	Myers	Trask
Childers, W. D.	Hill	Neal	Williamson
Dunn	Holloway	Peterson	Winn

Nays—None

Vote after roll call:

Yea—Vogt

Consideration of SB 537 was deferred.

SB 693—A bill to be entitled An act relating to building construction standards; amending s. 553.73(1), Florida Statutes, relating to adoption of State Minimum Building Codes by local governments and state agencies with building construction regulation responsibilities; providing an effective date.

—was read the second time by title. On motion by Senator Scott, by two-thirds vote SB 693 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Frank	McClain	Stuart
Anderson	Gorman	McKnight	Thomas
Barron	Grizzle	Myers	Tobiassen
Beard	Hill	Neal	Trask
Carlucci	Holloway	Peterson	Williamson
Childers, D.	Jenne	Scarborough	Winn
Childers, W. D.	Johnston	Scott	
Dunn	MacKay	Skinner	
Fechtcl	Maxwell	Steinberg	

Nays—None

Votes after roll call:

Yea—Chamberlin, Hair, Vogt

SB 714—A bill to be entitled An act relating to cruelty to animals; amending s. 828.122, Florida Statutes; prohibiting any person using animals to train greyhounds from baiting or using any animal for the purpose of fighting or baiting any other animal, from owning, managing, or operating any facility kept or used for the purpose of fighting or baiting any animal, from promoting, staging, advertising, or charging any admission fee to a fight or baiting between two or more animals, and from attending the fighting or baiting of animals; providing penalties; providing for seizure and disposition of animals involved in such violations; providing an effective date.

—was read the second time by title.

Senators Steinberg and Tobiassen offered the following amendment which was moved by Senator Tobiassen and failed:

Amendment 1—On page 3, line 20, insert: (f) No dog may race in Florida that has been trained by live rabbits.

On motion by Senator Frank, by two-thirds vote SB 714 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Frank	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiasen
Chamberlin	Henderson	Peterson	Trask
Childers, D.	Holloway	Poole	Vogt
Childers, W. D.	Jenne	Scarborough	Williamson
Dunn	Johnston	Scott	Winn
Fechtcl	MacKay	Skinner	

Nays—3

Anderson	Gordon	Hill
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Senator Frank moved that the rules be waived and SB 714 be immediately certified to the House. The motion failed.

On motion by Senator Barron, the rules were waived and the Senate reverted to—

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Barron, the rules were waived and by two-thirds vote SJR 1344 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Barron, the rules were waived and the Committee on Rules and Calendar was granted permission to meet at 1:30 p.m. to set the Special Order Calendar for May 14.

On motion by Senator W. D. Childers, the rules were waived and the Committee on Commerce was granted permission to consider Senate Bills 929 and 960 and HB 1565 this day.

On motions by Senator Gordon, the rules were waived and by two-thirds vote Senate Bills 558, 565, 566 and 570 were withdrawn from Ways and Means Subcommittee D and the Committee on Ways and Means; Senate Bills 282 and 614 were withdrawn from the Committee on Ways and Means; SB 879 was withdrawn from Ways and Means Subcommittee A; and SB 974 was withdrawn from Ways and Means Subcommittee D.

On motions by Senator Thomas, the rules were waived and by two-thirds vote Senate Bills 867 and 1056 were withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motion by Senator Thomas, the rules were waived and the Committee on Economic, Community and Consumer Affairs was granted permission to consider Senate Bills 671 and 625 and CS for HB 1095 this day.

On motion by Senator Thomas, the rules were waived and the Committee on Economic, Community and Consumer Affairs was granted permission to extend time of adjournment of the meeting this day until completion of the agenda.

On motion by Senator Dunn, the rules were waived and the Committee on Governmental Operations was granted permission to consider SB 19 on Wednesday, May 14.

On motion by Senator Dunn, the rules were waived and the Committee on Governmental Operations was granted permission to extend time of adjournment of the meeting May 14 until 6:00 p.m.

On motion by Senator Barron, the rules were waived and time of adjournment was extended until final action on SB 721.

SPECIAL ORDER, continued

SB 721—A bill to be entitled An act relating to unemployment compensation; creating part I of chapter 443, Florida Statutes,

"General Provisions," consisting of ss. 443.011, 443.021, 443.031, 443.041, 443.051, 443.061, and 443.071, Florida Statutes, relating to short title, declaration of public policy, rule of liberal construction, waiver of rights, fees, and privileged communications, benefits not alienable, saving clause, and penalties; creating part II of chapter 443, Florida Statutes, "Definitions," consisting of s. 443.081, Florida Statutes, defining terms for purposes of the chapter; creating part III of chapter 443, Florida Statutes, "Individual Benefits and Eligibility," consisting of ss. 443.091, 443.101, and 443.111, Florida Statutes, relating to benefit eligibility conditions, disqualification for benefits, and payment of benefits; creating part IV of chapter 443, Florida Statutes, "Employer Coverage and Contributions," consisting of ss. 443.121, 443.131, and 443.141, Florida Statutes, relating to employing units affected, contributions, and collection of contributions; creating part V of chapter 443, Florida Statutes, "Claims Procedures and Appeals," consisting of s. 443.151, Florida Statutes, relating to procedure concerning claims; creating part VI of chapter 443, Florida Statutes, "Administration," consisting of ss. 443.161, 443.171, 443.181, 443.191, 443.201, 443.211, and 443.221, Florida Statutes, relating to administrative organization, powers, duties and rules of the Division of Employment Security of the Department of Labor and Employment Security, the Florida State Employment Service, the Unemployment Compensation Trust Fund, nonliability of the state, the Employment Security Administration Trust Fund, and reciprocal arrangements with other states or with the Federal Government; amending ss. 20.171(5)(f) and (l), 120.57(1)(a), and 215.22(10) and (11), Florida Statutes, to conform cross references; repealing all of present chapter 443, Florida Statutes, relating to unemployment compensation; providing an effective date.

—was read the second time by title.

Senator Stuart offered the following amendments which were adopted:

Amendment 1—On page 2, between lines 18 and 19, insert: WHEREAS, the Department of Labor and Employment Security desires a revision of chapter 443, Florida Statutes, relating to unemployment compensation, in order to make the chapter more understandable, and

WHEREAS, it is the intent of the Legislature that such revision not make any substantive changes in the Unemployment Compensation Law, NOW, THEREFORE,

Amendment 2—On page 19, line 17, strike the numeral "8" and insert: 7

Amendment 3—On page 24, line 2, strike "performed" and insert: performed

Amendment 4—On page 46, line 27, strike the number "17" and insert: 10

Amendment 5—On page 47, line 10, strike the numeral "17" and insert: 10

On motion by Senator Stuart, by two-thirds vote SB 721 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Fechtcl	MacKay	Stuart
Anderson	Frank	McClain	Thomas
Barron	Gordon	McKnight	Tobiasen
Beard	Gorman	Peterson	Trask
Carlucci	Grizzle	Poole	Vogt
Chamberlin	Hill	Scarborough	Ware
Childers, D.	Holloway	Scott	Williamson
Childers, W. D.	Jenne	Skinner	Winn
Dunn	Johnston	Steinberg	

Nays—None

Vote after roll call:

Yea—Hair

ENROLLING REPORTS

SB 60 SB 517 CS for SB 170
SB 216 CS for SB 580

—have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 12, 1980.

Joe Brown, Secretary

SCR 1339 has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on May 12, 1980.

Joe Brown, Secretary

CO-INTRODUCERS

Senators Lewis and Barron—SJR 1349; Senator Ware—SB 649; Senators Myers, Stuart and MacKay—SB 1333; Senator MacKay—SB 898

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 12 was corrected and approved.

The Journal of May 8 was corrected and approved as follows:

Page 271, column 1, strike line 16 and insert: become liable for injury or damage caused by or resulting

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:02 p.m. to convene at 8:30 a.m. Wednesday, May 14, for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m.